

# Board of Respiratory Care Examiners Meeting Minutes

Regularly Scheduled Meeting of March 17, 2022

**Board Members Present:**

Board Chair: Tracy Cagan, RCP  
Dr. Leslie Easley, D.O.  
James Love, RCP  
Becky Brimhall, Public Member

**Board Members Absent:**

Kathy Rineer, RCP  
Michael Beller, Public Member  
Vice Chair: Alan Crawford, RCP

**Staff Present:**

**Executive Director:**  
Dr. Charles Villafranca, DHA

**Licensing Administrator:**  
Kathy Stone

**Investigations/Compliance:**  
Audrennia Felker

**Administrative Assistant:**  
Falguni Tailor

**Legal Council:**

Justin Larson, AAG  
Monique Coady, AAG

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Board of Respiratory Care Examiners and to the public that the Board of Respiratory Care Examiners will hold a meeting open to the public on Thursday, **March 17, 2022 at 9:00AM at 1740 West Adams Street, Conference Room B in Phoenix, AZ 85007**. The Board may vote to go into Executive Session for any matter on the agenda to obtain legal advice from counsel pursuant to A.R.S. § 38-431.03(A)(3). In addition, the Board may vote to go into Executive Session to consider or review records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law pursuant to A.R.S. § 38-431.03 (A)(2) and may be convened on item numbers II (A thru C), and III (A thru I). Executive Sessions will not be open to the public.

The Board may address the agenda items in any order within the timeframe indicated, and may carry over matters to a later time when necessary. The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time.

**Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Executive Director, Dr. Charles Villafranca, at (602) 542-5995. Requests should be made as early as possible to allow time to arrange the accommodation. This document can be made available in alternative formats.**

**[WWW.RB.AZ.GOV](http://WWW.RB.AZ.GOV)**

# Board of Respiratory Care Examiners Meeting Minutes

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March 17, 2022 Regular Board Meeting  
9:00AM  
1740 W. Adams Street, Conference Room B, Phoenix, AZ 85007

## I. CALL TO ORDER

The Meeting was called to order at 9.02AM by Tracy Cagan, Board Chairman.

## II. ROLL CALL:

Board Chair: Tracy Cagan, RCP

Dr. Leslie Easley, D.O.

Becky Brimhall

James Love

## III. DECLARATION OF CONFLICT OF INTERESTS:

## IV. ESTABLISH DATE AND TIME OF NEXT BOARD MEETING:

A. NEXT SCHEDULED BOARD MEETING IS APRIL 21, 2022

## B. APPROVAL OF MINUTES

1. Regular Meeting Minutes February 17, 2022

Motion: Board Member Becky Brimhall to approve meeting minutes. Seconded by Board Member James Love.

Roll Call Vote: Motion passed (4/0).

## V. REGULAR AGENDA

A. REVIEW, CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON FORMAL ADMINISTRATIVE HEARING PURSUANT TO A.R.S. § 32-3553(H) OR ALTERNATIVELY, CONSIDERATION AND POSSIBLE ACTION ON PROPOSED CONSENT AGREEMENTS IN LIEU OF ADMINISTRATIVE HEARINGS:

1. Blonde, Mathew

Case# 2020-RCE-0080

Board Chairman Cagan announced the case and commenced the interview at 9:02AM. RCP Blonde was not present. Audrennia Felker presented a summary of the case. Assistant Attorney, Justin Turner represented the State of Arizona in this proceeding. Assistant Attorney General Monique Coady appeared as the Independent Advisor to the Board.

**MOTION:** Board Member James Love to deem the Parties, Jurisdictional Statements and Factual Allegations contained in the Complaint and Notice of Hearing as the Findings of Fact and Vacate hearing. Seconded by Board Member Becky Brimhall.

**ROLL CALL VOTE:** Motion passed (4/0).

**MOTION:** Board Member Becky Brimhall to adopt the Alleged Violations as Conclusions of Law. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

**MOTION:** Board Member James Love to Revoke RCP Blonde's License. Seconded by Board Member Becky Brimhall.

**ROLL CALL VOTE:** Motion passed (4/0).

## **B. POSSIBLE REVIEW, DISCUSSION AND POSSIBLE ACTION ON INFORMAL INTERVIEWS:**

None

## **C. DISCUSSION/ACTION ON APPLICATION INTERVIEW FOR LICENSURE**

1. Sharma, Romel Case# 2021-RCE-0259  
Board Chairman Cagan announced the case. RCP Sharma was present. Kathy Stone, Licensing Administrator reviewed the allegations for the Board Members.

**MOTION:** Board Member Becky Brimhall to Dismiss the case and grant license. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

## **D. CONSENT AGENDA**

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion.

1. **CASES RECOMMENDED FOR NON-DISCIPLINARY LETTER OF CONCERN.**  
The Board will review, discuss, and may vote to take action on the following cases:
  - A. None
2. **CASES RECOMMENDED FOR NON-DISCIPLINARY ORDER FOR CONTINUING EDUCATION.** The Board will review, discuss, and may vote to take action on the following cases:
  - A. None

3. **INITIAL REVIEW, CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT:**

A. Fairchild, Kent 2021-RCE-0201

Chairman Cagan announced the case. RCP Fairchild was not present but on phone. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss. Seconded by Board Member Becky Brimhall.

**ROLL CALL VOTE:** Motion passed (4/0).

B. Hicks, Cindy 2021-RCE-0147

Chairman Cagan announced the case. RCP Hicks was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss. Seconded by Board Member Dr. Leslie Easley.

**ROLL CALL VOTE:** Motion passed (4/0).

C. Knorr, Christopher 2021-RCE-0143

Chairman Cagan announced the case. RCP Knorr was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Becky Brimhall to Dismiss. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

D. McCarley, Cory 2021-RCE-0223

Chairman Cagan announced the case. RCP McCarley was not present but on phone. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss. Seconded by Board Member Becky Brimhall.

**ROLL CALL VOTE:** Motion passed (4/0).

E. Moore, Ryan 2021-RCE-0149

Chairman Cagan announced the case. RCP Moore was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss. Seconded by Board Member Dr. Leslie Easley.

**ROLL CALL VOTE:** Motion passed (4/0).

F. Nelson, Breein 2021-RCE-0150

Chairman Cagan announced the case. RCP Nelson was not present but on phone. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss. Seconded by Board Chairman Tracy Cagan.

**ROLL CALL VOTE:** Motion passed (4/0).

G. Radina, Carol 2021-RCE-0224  
Chairman Cagan announced the case. RCP Radina was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Becky Brimhall to table until April Meeting while waiting for Subpoena Response. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

H. Ray, Jeremy 2021-RCE-0192  
Chairman Cagan announced the case. RCP Ray was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Dr. Leslie Easley to Dismiss. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

I. Stuart, Justine 2021-RCE-0195  
Chairman Cagan announced the case. RCP Stuart was present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Becky Brimhall to Offer Consent Agreement with a civil penalty of \$500 payable within 30 days. If not signed, then move to Informal Interview. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

J. Toledo, Sherri 2021-RCE-0231  
Chairman Cagan announced the case. RCP Toledo was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Dr. Leslie Easley to Dismiss. Seconded by Board Member Becky Brimhall.

**ROLL CALL VOTE:** Motion passed (4/0).

K. Vargas Acevedo, Enriquez, 2021-RCE-0197  
Chairman Cagan announced the case. RCP Vargas Acevedo was not present. Dr. Charles Villafranca, Executive Director reviewed the allegations for the Board Members.

**MOTION:** Board Member Dr. Leslie Easley to move this matter to an Informal Interview. Seconded by Board Member James Love.

**ROLL CALL VOTE:** Motion passed (4/0).

L. Wilson, Christina 2019-RCE-0044

Chairman Cagan announced the case. RCP Wilson was not present. Dr. Charles Villafranca, Executive reviewed the allegations for the Board Members.

**MOTION:** Board Member James Love to Dismiss without Prejudice. Seconded by Board Member Dr. Leslie Easley.

**ROLL CALL VOTE:** Motion passed (4/0).

**E. REVIEW, CONSIDERATION AND POSSIBLE TERMINATION OF PRIOR ORDER**

1. None

**F. DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT**

Dr. Charles Villafranca gave updates on the following:

1. Application, Investigation & Probation Reports (Board Update & Status).
2. FY22 Budget Status
3. Customer Satisfaction Survey Summary
4. Discussion on the Requirement for CEUs  
- Table this discussion to April meeting

**G. SUMMARY OF CURRENT EVENTS THAT AFFECT THE ARIZONA BOARD OF RESPIRATORY CARE EXAMINERS (THIS IS THE TIME FOR THE BOARD CHAIR, BOARD MEMBERS OR STAFF TO GIVE A BRIEF SUMMARY OF CURRENT UPDATES AFFECTING THE BOARD)**

Dr. Charles Villafranca gave an update on the following:

1. Senate Bill 1568

**H. CALL TO THE PUBLIC**

None

**I. ITEMS TO BE PLACED ON A FUTURE AGENDA**

- Compact Licenses.
- Conflict of Interest and Open Meeting Training.

**J. ADJOURNMENT**

Chairman Cagan adjourned the meeting at 10:36AM.

DATED this 21st day of March 2022



Dr. Charles Villafranca, Executive Director